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REJECTION OVER A PENDING "REFERENCE" APPLICATION**Docket Number (Optional)
1434-0006

In re Application of: CUMMINGS, Eugene M.

Application No.: 10/733,112

Filed: December 11, 2003

For: BALLOT MARKING SYSTEM AND APPARATUS

The owner, AutoMARK Technical Systems, LLC, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 10/347,528, filed on January 17, 2003, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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2. The undersigned is an attorney or agent of record. Reg. No. 41,207

Signature

March 31, 2006

Date

David M. Mundt

Typed or printed name

312-419-0800

Telephone Number

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FACSIMILE**COOK, ALEX, McFARRON, MANZO, CUMMINGS & MEHLER, LTD.**

**One North Wacker Drive, Suite 4130
Chicago, Illinois 60606
Telephone: (312) 984-0144
Facsimile: (312) 984-0146**

DATE: June 6, 2006
NAME: April Taylor
ORGANIZATION: UNITED STATES PATENT AND TRADEMARK OFFICE
FACSIMILE NO.: (571) 273-2403
TELEPHONE NO.:
FROM: David M. Mundt
RE: Application No. 10/733,112
Our File No. 1434-0006
BALLOT MARKING SYSTEM AND APPARATUS
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